

1 Reservation, or such other point of delivery mutually agreed to in writing by the Shivwits Band  
2 and St. George.

3 3.5 "Proposed Determination" means the Proposed Determination of Water Rights,  
4 Santa Clara River-Beaver Dam Wash Division, Book No. 1, issued by the State Engineer of Utah  
5 dated July 6, 1989, as amended.

6 3.6 "Reuse Water Delivery Year" means the period starting on January 1 and ending on  
7 December 31 of each calendar year.

8 3.7 "Settlement Agreement" means the Shivwits Band of the Paiute Indian Tribe of  
9 Utah Water Rights Settlement Agreement executed by the Bloomington Canal Company, Edward  
10 Bowler (a shareholder in the Gunlock Irrigation Company), Ivins Irrigation Company, Lower  
11 Gunlock Reservoir Corporation, the New Santa Clara Field Canal Company, the Shivwits Band,  
12 St. George, the St. George Clara Field Canal Company, the Southgate Irrigation Company, Utah,  
13 the United States, and the Washington County Water Conservancy District, and which is ratified  
14 and confirmed by Congress in legislation to settle comprehensively the water rights claims of the  
15 Shivwits Band in the Virgin River Adjudication.

16 3.8 "Shivwits Band Trust Fund" means the trust fund authorized by the Congress of  
17 the United States, in legislation to ratify and confirm this Agreement, to be established in the  
18 Treasury of the United States for the benefit of the Shivwits Band.

19 3.9 "Shivwits Capacity" means such capacity reserved in the St. George Water Reuse  
20 Project treatment plant, distribution system, and pump stations to allow 2.8 million gallons of  
21 water to be delivered to the Shivwits Band over any 24-hour period, when requested by the  
22 Shivwits Band.

23 3.10 "Shivwits Reservation" means the federal reservation of land in Washington  
24 County, Utah, that is held in trust by the United States for the benefit of the Shivwits Band, as  
25 described in **Exhibit A**, attached and incorporated by reference herein, and shall include any  
26 future trust acquisitions contiguous to the Shivwits Reservation.